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8 **UNITED STATES DISTRICT COURT**
 9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

10	RUSSELL YOUNG	)	CASE NO: CV10-3746-SVW (SSx)
11	Plaintiff,	)	The Honorable Stephen V. Wilson
12	v.	)	Courtroom No.: 6
13	AXA ART INSURANCE	)	EVIDENTIARY OBJECTIONS TO
14	CORPORATION, and DOES 1-20,)	
15	inclusive,)	
16	Defendants.	)	ROBERT EISFELDER, ESQ.'S
17	AXA ART INSURANCE	)	DECLARATION ATTACHED TO
18	CORPORATION	)	PLAINTIFF'S MOTION FOR
19	Cross-Complainant.	)	LEAVE TO FILE FIRST AMENDED
20	v.	)	COMPLAINT
21	RUSSELL YOUNG, BANK ROBBER	)	Complaint Filed: April 22, 2010
22	LLC, and ROES 1-10, inclusive)	Hearing Date: September 13, 2010
23	Cross-Defendants.)	Time: 1:30 p.m.
24)	Trial Date: November 30, 2010

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Defendant and Cross-Complainant AXA Art Insurance Corporation respectfully offers the following evidentiary objections to Plaintiff and Cross-Defendant Russell Young's counsel's declaration, Robert Eisfelder, attached to Young's Motion For Leave To File A First Amended Complaint as follows:

<u>Page</u>	<u>Objections</u>	<u>Ruling on Objections</u>
11:6-8: "The proposed complaint will not result in a continuance since it will not require the taking of additional depositions aside from those already discussed in the party's joint stipulation regarding the briefing and discovery schedule in this case."	Irrelevant, improper opinion, improper speculation, lacks foundation, argumentative, and conclusion.	Sustained _____ Denied _____
11:8-10: "All depositions will be completed well in advance of the anticipated simultaneous designation of experts."	Irrelevant, improper opinion, improper speculation, lacks foundation, argumentative, and conclusion.	Sustained _____ Denied _____
11:10-12: "Plaintiff anticipates no significant additional discovery will be generated by the addition of the fraud cause of action against AXA, and it will not result in delay."	Irrelevant, improper opinion, improper speculation, lacks foundation, argumentative, and conclusion.	Sustained _____ Denied _____
11:13-14: "The proposed amendment is necessary and proper to allow Plaintiff to recover all damages he suffered from Defendant's conduct in a single lawsuit."	Irrelevant, improper opinion, improper speculation, lacks foundation, argumentative, and conclusion.	Sustained _____ Denied _____
11:17-20: "Plaintiff has been diligent in bringing this motion and Defendant will not be prejudiced by the filing of the Proposed First Amended Complaint since the fraud cause of action arises out of the conduct, transactions or occurrences alleged in the original pleading."	Irrelevant, improper opinion, improper speculation, lacks foundation, argumentative, and conclusion.	Sustained _____ Denied _____

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DATED: August 23, 2010

ERVIN COHEN & JESSUP LLP
Robert M. Waxman
Pantea Yashar

By: /s/ Pantea Yashar
Pantea Yashar
Attorneys for AXA Art Insurance
Corporation

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IDOCs:12986.5:1088337.1

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